

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
EASTERN DIVISION

FILED BY SP D.C.  
05 AUG 24 AM 8:26  
CLERK J. M. COULD  
U.S. DISTRICT COURT  
W.D. OF TN, JACKSON

GEORGE GORDON,

Plaintiff,

VS.

QUENTON I. WHITE, et al.,

Defendants.

No. 04-1107-T-An

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ORDER DENYING MOTION TO GRANT LEAVE TO FILE DISCOVERY

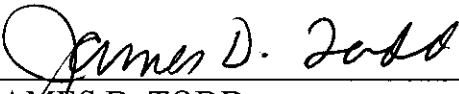
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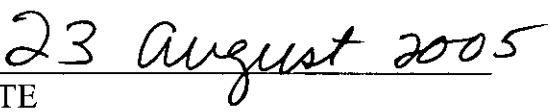
Plaintiff has filed a motion for leave to file his discovery, specifically his first set of interrogatories. Pursuant to the provisions of Rule 5(d) of the Federal Rules of Civil Procedure, depositions, interrogatories, requests for production of documents, and requests for admissions shall not be filed except by order of the court, although relevant portions of discovery documents may be filed in support of motions. However, Plaintiff may serve his interrogatories on Defendants without leave of court in accordance with the Federal Rules of Civil Procedure. Accordingly, Plaintiff's motion is DENIED.

To the extent that Plaintiff seeks leave to file a motion to amend his complaint, the

motion is DENIED as moot because the motion to amend has already been filed.<sup>1</sup>

IT IS SO ORDERED.

  
\_\_\_\_\_  
JAMES D. TODD  
UNITED STATES DISTRICT JUDGE

  
\_\_\_\_\_  
DATE

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<sup>1</sup> The motion to amend was filed on August 3, 2005.



## Notice of Distribution

This notice confirms a copy of the document docketed as number 23 in case 1:04-CV-01107 was distributed by fax, mail, or direct printing on August 24, 2005 to the parties listed.

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Honorable James Todd  
US DISTRICT COURT